

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

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STEVEN KINFORD,

Plaintiff,

vs.

SOCIAL SECURITY ADMINISTRATION,

Defendant.

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3:12-cv-00181-RCJ-WGC

**ORDER**

Plaintiff Steven Kinford filed this action seeking reinstatement of his social security benefits when Defendant Social Security Administration (“SSA”) suspended those benefits under 42 U.S.C. § 402(x)(1)(A)(i) during Plaintiff’s incarceration. The Magistrate Judge’s Report and Recommendation (“R&R”) noted that Defendant had no discretion to continue paying the benefits, and Plaintiff had not exhausted his administrative remedies with the SSA, in any case. The Court adopted the R&R and dismissed with prejudice in 2012. Plaintiff filed a motion titled “Motion for Approval of a Rehabilitation Program” that the Court construed as a motion to reconsider under Rule 60(b)(6). The Court denied the motion because Plaintiff was still incarcerated. He identified no change in law that would permit, much less require, Defendant to reinstate the benefits he requests during his incarceration. Nor did he allege having exhausted

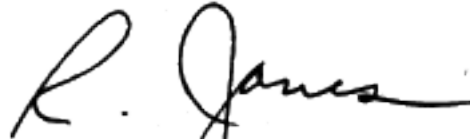
1 his remedies with the SSA pursuant to any such change in law before having filing the motion.  
2 Plaintiff has now filed five similar motions, but there is no indication Plaintiff is no longer  
3 incarcerated.

4 **CONCLUSION**

5 IT IS HEREBY ORDERED that the Motions (ECF Nos. 9, 11, 12, 13, 15) are DENIED.

6 IT IS SO ORDERED.

7 Dated this 12th day of February, 2016.

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10 ROBERT C. JONES  
United States District Judge  
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